

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESAL PRICE LITIGATION

THIS DOCUMENT RELATES TO:

*United States of America ex rel. Ven-a-Care of the
Florida Keys, Inc. v. Abbott Laboratories, Inc.,
Civil Action No. 06-11337-PBS*

*United States of America ex rel. Ven-a-Care of the
Florida Keys, Inc., et al. v. Abbott Laboratories,
Inc.*, Civil Action No. 07-11618-PBS

State of California, ex rel. Ven-a-Care of the Florida Keys, Inc., et al. v. Abbott Laboratories, Inc., et al., Civil Action No. 03-11226-PBS

*United States of America ex rel. Ven-a-Care of the
Florida Keys, Inc. v. Dey, Inc., et al.*, Civil Action
No. 05-11084-PBS

*United States of America ex rel. Ven-a-Care of the
Florida Keys, Inc., et al. v. Boehringer Ingelheim
Corporation, et al., Civil Action No. 07-10248-PBS*

**STIPULATION IDENTIFYING PREVIOUSLY FILED DOCUMENTS
IN THE VEN-A-CARE CASES**

In the course of preparing the Stipulation required by Case Management Order No. 35, the undersigned parties realized that many documents filed in the Roxane case, C.A.No. 07-10248, were not docketed in the MDL docket, and therefore do not have a master docket number. Accordingly, the plaintiffs and Roxane defendants file this further Stipulation that all of the documents listed in Appendix A, which previously were not filed in the MDL 1456 master

docket, should be reflected in the subcategory docket, 06-11337-PBS, for the above referenced litigation.

Date: January 28, 2009

Respectfully submitted,

For the United States of America,

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing was delivered to all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2, by sending on January 28, 2009, a copy to LexisNexis File and Serve for posting and notification to all parties.

/s/ Barbara Healy Smith
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